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In re Application of

Sieffert, et al.

Application No. 09/346,063

Filed: July 1, 1999

Attorney Docket No. 1551.011US1

OFFICE OF PETITIONS

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.181(a) to withdraw the holding of abandonment, filed September 21, 2007.

The petition under 37 CFR 1.181(a) to withdraw the holding of abandonment is granted.

This application was held abandoned on December 15, 2006, after it was believed that no response was received to the election/restriction requirement mailed November 14, 2006. The notice allowed a shortened period for reply of one (1) month from its mailing date. Extensions of the time set for reply were available pursuant to 37 CFR 1.136(a). A Notice of Abandonment was mailed on May 18, 2007, indicating that a reply to the election/restriction requirement was not received.

Petitioner states that a response to the election/restriction requirement was filed on May 14, 2007, with a request for an extension of time within the fifth month. A review of the application file reveals that a response to the election/restriction requirement was filed on May 14, 2007, with a request for an extension of time within the fifth month. Based on the aforementioned, it appears that the application was improperly held abandoned as a proper response was received prior to expiration of the period for reply. The holding of abandonment is withdrawn, accordingly.

Further inquiries regarding this decision may be directed to the undersigned at (571) 272-3222.

The application file is being forwarded Technology Center 3600, GAU 3692 for further processing.

Kenya A. McLaughlin
Petitions Attorney
Office of Petitions